GOVERNOR ROOSEVELT WILL NAME A COMMISSIONER.

DECISION REACHED AFTER CONFERENCE WITH THE CITY CLUB COMMITTEE

-ANSLEY WILCOX, OF BUFFALO, SAID BE THE GOVERNOR'S CHOICE TO HEAR THE TESTIMONY.

Ass Bird Gardiner, the District Attorney of New-York County, is to be tried on the charges preferred by the special committee of the City Club. Announcement of the fact was made by Governor Roosevelt yesterday afternoon at the close of a conference at the City Club. The Governor and Attorney General Davies had luncheon at the club with members of the committee and others, and later the Governor said he had decided to appoint a Commissioner to hear the charges against Mr. Gardiner. The Commissioner probably will be a Democratic lawyer of prominence. On a report by the Commissioner sustaining the charges the Governor could remove Mr. Gardiner from office and appoint a successor.

Governor Roosevelt and Attorney General Davies were invited to luncheon at the City Club yesterday by the Rev. Thomas R. Slicer, chairman of the committee presenting the charges. Other men at the luncheon were C. C. Nadal, Fuiton McMahon, James W. Pryor, Edward L. Heydecker, Horace E. Deming and Arthur F. Crosby, of the City Club; John A. Taylor, the former Corporation Counsel of Brooklyn; Captain F. Norton Goddard, of the Governor's staff, and John Harsen Rhoades. The luncheon began at 1 p. m., as soon as the Governor arrived at the clubhouse.

There was a long informal talk over the Gardiner charges. There was no attempt to argue the merits of the charges, but the Governor wished to be assured before ordering an investigation that there were good grounds for belief that the charges could be sustained by proper that the charges could be sustained by proper sydence. The members of the club's committee talked about the details of the evidence which could be produced at an investigation. The object of the Rev. Mr. Silcer in inviting the Governor and Attorney General to the luncheon was to ascertain if the charges were to be investigated, and what the committee of the club would be expected to do in supporting the charges. It was after 4 p. m. when the Governor left the clubhouse.

Newspaper men who had been waiting to hear what decision had been reached at the luncheon were told by the Governor that he had decided to appoint a Commissioner to hear evidence on the charges.

the charges.

"On the answer of Mr. Gardiner," the Governor said, "It is perfectly clear that a Commissioner should be appointed to investigate the charges. I may appoint the Commissioner within a week. I think that he should be appointed as soon as possible, in order that there may be a speedy hearing of the charges."

"Have you decided upon a man for Commissioner?" was asked.

"I have not. I have several men in mind, but

"Have you declared upon a man before?" was asked.
"I have not. I have several men in mind, but I do not know yet who will be appointed."
"Will you select a Democrat or a Republican?"
"Probably some Democratic lawyer of prominence in this city will be appointed. I can say no more on the subject now."

Members of the City Club's committee said afterward that the committee would undertake to supply complete evidence before the Commissioner. Before the charges were presented to the Governor, it was said, the committee had obtained information which seemed to be complete, and all that remained to be done was to plete, and all that remained to be done was to get the information in shape for presentation to the Commissioner. Witnesses will be produced the Commissioner. Witnesses will be produced at the hearings to substantiate such of the charges as cannot be proved by the records in the District Attorney's office.

It was said last night that the Governor had decided to account the District Attorney's office.

It was said last night that the Governor had decided to appoint Ansley Wilcox, of Buffalo, as Commissioner to take testimony.

District Attorney Gardiner, after making an eloquent and touching address at the opening of a new Park Row restaurant yesterday afternoon, wended his way up to the Democratic Club last night. When seen and asked what he had to say about the Governor's decision he winked very hard, spluttered nervously and said, "Pouf!" That was the only comment Mr. Gardiner would make, although various questions were

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CLERK SAYS HE MADE AN ERROR. GAVE MAJORITY OF VOTES TO SLATER IN-STEAD OF STONE, HE ALLEGES.

The Committee on Protests of the Board of County Canvassers met in City Hall last night, and after much wrangling arrived at a decision which will probably result in the election of Edward C. Stone in the XXXIst Assembly District by 62 votes. The committee consisting of Alderman Muh, chairman; Alderman Goodman and Councilmen Ryder and Mundorf, did not get through its labors until nearly midnight. They went over a lot of returns where there were apparent clerical errors, and these were corrected with but little

Finally they reached the case in the Fourth Election District of the XXXIst Assembly District, where there was a contest between Samuel Scott Slater (Rep.) and Edward C. Stone (Dem.) for the Assembly. The returns to the County Clerk gave Slater 199 and Stone 151. The police returns had these figures reversed. The tally sheet showed the same as the police returns, as did also the station

house returns.

Inspectors Michael H. O'Reilly, Hugo Werner,
Morris Issaes and Roy L. Phillips, of the district, all
gave testimony. Affred Page was attorney for
Slater and William E. Burr acted in a like ca-

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pacity for Scott.

Isaacs could not be made to state anything positive, and when Chairman Muh became much exasperated and offered to bet \$19,000 to 10 cents that he could not tell what he had signed or what he had not Isaacs excitedly threw down a dollar and declared that he would take the bet ten times. Phillips admitted that he had made a clerical error, and that the figures should be Stone 199 and Siater 151.

and that the figures should be Stone 119 and Stater 151.

The committee then adjourned so that the inspectors could convene and adjust the matter among themselves. They got into a wrangle lammediately. Phillips declared that his error was merely clerical, and signed a statement to that effect. The others refused to sign the statement. They asserted that the error was made, but would not swear that it was clerical. They each wrote and signed a statement to the effect that the error had been made, without saying that it was clerical on the part of Phillips. The room was crowded, and many gathered about the men, and isaacs kept continually asserting that the inspectors were being interfered with and intimidated.

SHOT AND KILLED IN A FIGHT.

REVOLVER AND RAZOR USED EFFECTIVELY IN AN ITALIAN QUARREL.

Several Italians quarrelled in the saloon at No. 429 East Eleventh-st. yesterday afternoon, and pistols and razors were used. Tony Carro, or Ferra, thirty-three years old, address refused, an Italian, well dressed, was shot through the jugular vein. His left hand was almost severed from the arm by an encircling cut from a razor, and he was almost unconscious from loss of blood when found by the police. He died in Bellevue Hospital.

Victor Leone, twenty-seven years old, address unknown, had the little finger on his right hand al-

most cut off by a razor.

The saloon is owned by Joseph Clentans, of No. 436 East Thirteenth-st. Dominic Leone, twenty-three years old, is his bartender. The latter's father. Lawrence, helped to do odd jobs about the place. Victor, another son, who is a barber, was a frequent patron of the place. The father and two sons were arrested.

Be Good to Your Stomach,

> VICHY CELESTINS

with your meals.

It aids digestion. and its medicinal qualities keep your stomach in good order.

Vichy is Imported only in bottles. NOTE: So-called Vichy in Syphons is Not Vichy. At First Class Druggists, Grocers, Hotels and Cafes. General Agency, 220 Broadway, N. Y.

MR. LOGAN'S SUIT TRIED.

EX-SPEAKER REED APPEARS AS ONE OF THE COUNSEL FOR THE DEFENCE.

Justice Werner, in the Supreme Court, yesterday began taking testimony in the suit brought by William J. Logan against William Rockefeller, Moore & Schley and others, to compel an account ing of the profits of the Consolidated Gas Light Company, of Broodlyn, from which corporation the plaintiff asserts he was "frozen out." This is the case in which ex-Speaker Thomas B. Reed appears as counsel.

Mr. Logan asserts that he was a large stockholder in the Williamsburg Gas Light Company. He was to have taken part in the consolidation of the different gaslight companies of Brooklyn and to receive stock in the new organization in exchange for his Williamsburg holdings. After the consolidation, Logan asserts, he was not treated fairly, and he now sues to compel the defendants to account to him for all their transactions in bringing about the consolidation.

The plaintiff was the first witness. He was asked if it was not true that the Brooklyn territory was not divided among the companies, "Objected to," said Mr. Reed.

"Sustained," said the Court.

Mr. Logan said that he first began buying stock in the Williamsburg company in 1885, and kept picking up odd lots until in 1892, when he was made a director, he held some six hundred shares. He sold out his interests in the People's and the Municipal companies because he thought the Willlamsburg stock the more valuable.

Mr. Logan told of his having been sent for by Mr. Simpson, of counsel for the proposed consoli dation projectors. He said that a paper disclosing lidation plan was presented to him for

"I did not like the plan," said Mr. Logan, "and I did not sign it then. I first wanted to see Mr. Rogers and get his opinion on the matter. I went to Mr. Rogers and asked him whether I should sign the paper. He told me that it was all right, to go ahead and sign. I asked him if it would make any difference in regard to our understood agreement, and he replied. You go ahead and sign;

that's all right." The consolidation agreement was then put in evidence and read in open court by Mr. Logan's lawyers. It disclosed a plan to consolidate the companies, or most of them, in Brooklyn under one management. Mr. Logan recited several con versations he had with Mr. Moore immediately after the consolidation scheme went into effect "As I was about to leave Mr. Moore's office he said. 'Sit down here and let's talk this thing over. on a tab the figures \$20,000. He then looked into my eye. I sat down, and Moore took out a pencil and wrote

on a tab the figures \$20,000. He then looked into my eye.

"I said to him: 'No, it don't go. I'm not in that business. I'm not a fool; there is more than that coming to me on my own stock."

"Moore then put a five after the two, and again I refused. Then Moore rubbed the figures out and wrote \$50,000. But I said no again, saying that there was more than that due me, and that I had figured the whole thing out. After that I left Moore's office and went to see Mr. Rogers. He gave me a note to Moore, which read that any settlement Moore might make with me would be ratified by him (Rogers).

"When I gave that note to Moore he said. That's d— mean of Rogers. He might have settled with you himself."

"I then protested against the allotment which

"When I gave that note to Moore he said. That's deman of Rogers. He might have settled with you himself."

"I then protested against the allotment which had been made to me, and left Moore's office."

Mr. Logan then related a conversation which he had had with Moore in Delmonico's, in which Moore promised to reserve 2,000 shares of the stock of the new company for him at 75. This number of shares would have enabled Logan to become a director in the new company. Some correspondence on the subject was piaced in evidence.

Coming down to certain transactions between himself and a Mr. Sheldon, who was acting for E. C. Benedict, Mr. Logan said that he told Sheldon that he was desirous of holding the Williamsburg stock back from the projectors of the consolidation in order to get a larger figure. He suggested to Sheldon that he buy up all the stock he could and he would stand good for it.

"Mr. Sheldon told me," said Mr. Logan, "that he thought he could get Mr. Benedict to carry the stock, but that Benedict would have to get a little slice of whatever came off."

At this answer there was a general laugh among the many counsel engaged in the trial. Mr. Reed turned to where Mr. Benedict was sitting and laughingly remarked, "That shows that the witness did not know Mr. Benedict very well."

Mr. Benedict laughed heartily, and he and Mr. Reed shook hands. Soon after this an adjournment was taken until this morning.

STAGE HORSES RUN AWAY.

CRASH INTO THE DEWEY ARCH AND TWO PER-SONS ARE HURT.

A team of horses drawing Fifth-ave, stage No 13 up town about noon yesterday, became frightened at a Twenty-third-st. electric car and, dashing up Fifth-ave., hit the northeast corner of the Dewey Arch, tearing off a lot of plaster and injuring two persons. The driver, Robert Houston, thirty-eight years old, of No. 134 East Ninety-sixth-st., had his nose broken, and received a broken left wrist, besides being badly bruised. Mrs. Mary Ludington, eighty-eight years old, of No. 276 Madison-ave., had her nose cut. Mrs. Ludinfton went home and Houston was taken to the New-York Hospital.

The stage contained four persons besides the The horses became uncontrollable when they heard the clanging of the trolley car bell at Twenty-third-st., and dashed up the avenue Somehow they escaped dragging the stage against any of the columns of the colonnade, but as they any of the columns of the colonnade, but as they reached the arch they drew closer to the end, and at the northeast corner the stage hit the arch a hard blow. A great mass of plaster fell down.

Houston was thrown from his seat to the asphalt. The people inside were badly shaken up. Policeman Butler, of the Old Silp station, who happened to be in the neighborhood, ran out and caught the horses.

CAB CONSOLIDATION RUMORED.

LOCAL COMPANIES AND STABLES MAY UNITE. IT IS SAID.

Wall Street heard yesterday that negotiations were under way for a consolidation of the more important cab and carriage stables of this city. Important can and carriage statues of this city. The combined companies, according to report, are to have a capital of \$10,000,000. The chief object of this projected union of interests is said to be the reduction of expenses and improvement of the general service, in order to compete more effectively with the many electric vehicles which have recently come into vogue in this city.

THIRD AVENUE LINE STILL BLOCKED.

THE WORK OF CHANGING THE MOTIVE POWER HAS NOW CONSUMED THREE DAYS.

Through traffic on the Third-ave, line had not been resumed at a late hour last night, despite the assurances of the directors that the work of changing the motive power from cable to electric ould result in a stoppage of only "a short blockaded for three days. While there is no doubt that structural difficulties have been met in adjusting the underground trolley rails along the Third-ave, tracks, because of the frequency which they are crossed by other tracks, especially south of Eighth-st., there has been no apparent at tempt to compel the laborers to work as expeditiously as the public has a right to expect. Between Chambers-st, and the Postoffice, where there is much work yet to be done, a small army of men were ostensibly employed upon the alterations, but more progress might have been accomplished by a smaller number working with average energy. Yesterday morning Superintendent Robinson said that the cars would be running by noon, but in making

the cars would be running by noon, but in making this prophecy he did not reckon with the contractors. Noon went by with no sign of a car getting further south than Chambers-st., while at 5 o'clock hast night all further effert to open the line was abandoned until this morning.

The protest of citizens against the delay in completing the squipment of the Boulevard system and the threats to institute steps looking to the annulment of the company's charter have had a good effect. Extra gangs of men were put to work yesterday morning, and President Elias of the Third Avenue Company repeated his promise that the line from Seventy-second to One-hundred-and-twenty-fifth-st. should be open in fifteen days. In view of this assurance, John McDonald, counsel of the West End Association, said yesterday that if the company exhibits good faith in its desire to rush the work as quickly as possible, the association would do nothing further to embarrass Mr. Elias by seeking the intervention of the Railroad Commissioners.

SCARCITY OF SAILORS IN MAINE.

Rockland, Me., Nov. 21.-A scarcity of sailors nore general than ever before in the history of Maine shipping prevalls at the present time, and the wages of seamen have risen to an unusual point. It is said that crews are being shipped at 20 a month, and that even at that figure it is hard to find men. The scarcity is attributed to the fact that the number of young men adapted to scafaring life has been insufficient to meet the drain caused by the unusual number of digasters during the last year and by the retirement of men who have grown old.

HART NOMINATED FOR MAYOR AT BOSTON. Boston, Nov. 21.-Thomas N. Hart was nominated General Agency, 220 Mosabway, 8, 1 for Mayor by the Republican Convention to-night, receiving 239 votes to 197 for Alpheus Sanford.

MORE TIME FOR ELEVATED.

ONE MONTH LONGER IN BATTERY PARK.

LETTER FROM MR. SKITT SAYS THE COM-PANY IS LOOKING FOR NEW ROUTES

TO FERRIES TO SUBSTITUTE FOR THE BATTERY PARK ROUTE.

The Manhattan Rallway Company yesterday sewhich its tracks in Battery Park will be allowed to remain undisturbed by the Park Department. The extension was granted on receipt by President Clausen of the Park Department of a letter from Alfred Skitt, vice-president of the Man-hattan, who, after declaring that his company had not pursued a policy of delay and had no intention of seeking legislation which would put the matter of the elevated railroad's occupancy of Battery Park into the hands of the State Railway Commission, continued in part as follows:

mission, continued in part as follows:

Our purpose in asking you for the further extension is this: We intend that our engineers shall at once take up the problem of the practicability of different routes to the ferries, with the view of ascertaining whether any route can be employed which shall be either wholly or in part a substitution for the present route in Battery Park. Plans will be at once prepared that will show the comparative practicability of all of those routes, and we will submit those plans to you for consideration and discussion. To present such an important question and to prepare such plans will require time, but they will be completed as speedily as possible. As you are aware, we intend in the near future to change our motive power to electricity and the plans that we will submit will take into account that change. In connection with that change, it may not be impossible to present a plan which may prove acceptable to you.

President Clausen replied as follows: President Clausen replied as follows:

In acknowledging the receipt of your favor the 20th inst. I wish to say that I consider it gratifying indication that the Manhattan Rallwi Company has reached a position that seems to characterized by good faith and an appreciation of the importance of the Battery Park matter from the standard of the importance of the Battery Park matter from the standard of the sandard to submit with of the importance of the Battery Park matter from a park standpoint. Your proposal to submit within one month plans of other routes to the Whitehall ferries, your complete recognition of the jurisdic-tion of the Park Department and disclaimer of intention to attack it, seem to reasonably meet what I have considered to be the requirements of the situation.

Friends of the Manhattan Railway Company in Wall Street assert that in case an agreement shall not be reached within the next month, and the Fammany administration shall then order the Manhattan people to remove their structure from Battery Park, an injunction restraining the Park Board from moving in the matter will be obtained, and that upon the meeting of the Legislature efforts will be made to have a bill passed which will prevent the city from interfering with the company. The announcement has been made in Wall Street, and from good sources, that Tammany interests are heavily short of Manhattan, and that Mr. Croker has been appealed to in the hope that he will compel the Park Board to show no mercy to Manhattan. Bulls on the stock say that Mr. Platt is favorable to Manhattan, and they are confident that the road will never be forced out of Battery Park. Manhattan stock speculation may furnish some unpleasant surprises for small margins and bear traders. Manhattan people to remove their structure from

A. L. BENNETT CHOSEN ALDERMAN.

ELECTED TO FILL THE UNEXPIRED TERM OF J. D. ACKERMAN, DESPITE THE PRO-TESTS OF REPUBLICANS.

Alderman McKeever, at the meeting of the Board of Aldermen yesterday, offered a resolution that Abraham L. Bennett, from the XVIIth District of Brooklyn, be elected to the Board to succeed the late Jacob D. Ackerman. A motion was made to refer the resolution to a committee. The motion was lost and Mr. Bennett was elected by a vote of 24 to 11. He is a Democrat, and was defeated for the place at the polls on November 8. Mr. Ackerman was a Republican, and the XVIIth District has always given a Republican majority of from

Alderman McInnes, speaking against the election of Mr. Bennett, declared the motion "the most au-dactous piece of bad politics" he had ever heard of, He said if it was carried through the sixteen Republicans in the next Board of Aldermen will avenge it. Mr. Stewart also spoke against the elec-

President Woods appointed Aldermen McKeever, Byrne and Burleigh a committee to inform the newly appointed Alderman. Mr. Burleigh declined to serve on the committee on the grounds that he would not be party to any action scating a man who had been rejected by a majority of three thousand persons in his own Assembly District.

A report authorizing the Department of Street Cleaning to purchase a plant without public advertising was greeted with jeers and cries of 'Oh, no! I guess not," 'I see that report's finish.' 'Not much, they don't," etc., and then was made a special order for the next meeting.

Alderman Velton took Alderman Burleigh's place on the Notification Committee, and Mr. Bennett was ushered to his seat.

By a vote of 47 to 9 the Board approved the expenditure of \$1,01000 to construct a forty-eight inch water main in Brooklyn, from the Milburn pumpling station to Spring Creek, a distance of 'iwelve miles. The improvement will add, it is saids 25,000.000 gallons a day to Brooklyn's water supply, after the necessary reservoirs are completed. President Woods appointed Aldermen McKeever,

A NEW COURT FOR MAJOR SMITH.

PROBABILITY OF SUCH ACTION AS A RESULT OF THE RESOLUTIONS PASSED BY THE

OFFICERS OF THE SEVENTY-FIRST REGIMENT.

The passing of resolutions of confidence in Major Clinton H. Smith by the officers of the 71st Regiment on Tuesday evening was the absorbing topic of discussion among military men yesteruay. was thought by some that in view of the stand taken by the Board of Officers, action cannot be avoided looking to a review of Major Smith's case. Major General Charles F. Roe yesterday said that he had no comment to make on the subject, as he knew nothing of the resolutions officially. He said he was glad to see that a colonel of the regiment he was glad to see that the had been elected unanimously, as this argued well for the future welfare of the command.

for the future welfare of the command.

One of the most satisfied officers seen yesterday was Major Smith. "I will not deny," he said, "that the resolutions pleased me very much. Coming as they do from the men who fought at San Juan, they are of more value to me and my friends than the doubtful conclusions of men who never got nearer the war than the forts around New-York and a Nassau-st office building. I consider the election of Colonel Bates one of the best choices the regiment could have made."

A pleasant incident yesterday was the wedding of Miss Adeline Malcolm, daughter of Mr. and Mrs. S. L. Malcolm, and Captain William R. Hill, of Company E. of the Tist, who as a lieutenant in that company was acting commandant of the company at the battle of San Juan. A number of officers attended the wedding reception at the home of the bride's pareats last evening, at No. 313 West One-hundred-and-twelfth-st.

NEW SARDINE CANNING FACTORIES. Eastport, Me., Nov. 21.-Investors who have visited Lubec and Eastport recently to look over sites for canning factories have fixed upon locations at both points, and expect to have sardine plants in operation by the time the ming season opens, next May. The new factories will have admirable deep water facilities, and they will be run independently of the trust, which controls nearly the entire canning industry in this section.

MORE GAS WAR SETTLEMENT RUMORS. The report that the Consolidated Gas Company is to be absorbed by the New-Amsterdam Gas Comany was emphatically denied yesterday by Samuel Sloan, a director in the former company. Sloan added that he attached little credence to all talk of a gas settlement. It is significant, however, that New-Amsterdam issues were active and strong all day yesterday in the 'outside' market. The directors of the Consolidated Gas Company are to hold a dividend meeting on Friday.

FOR A GENERAL SUPPLY DEPOT. It is said that the New-York Electric Vehicle Transportation Company is about to fit up the stables at Sixth-ave, and Fiftleth-st, as a general supply depot and repair shop for its electric autosupply depot and relations to the company will also establish in various parts of the city branch depots at which the storage batteries of its vehicles may be recharged. The company will also, it is understood, before long add several gasoline motor cabs to its equip-

FAREWELL TO A MISSIONARY.

In connection with the evangelistic service in the University Place Presbyterian Church this evening John D. McEwen, who expect to sail within a day or two for Brazil, where they will be associated in missionary work with the Rev. Dr. George W. Chamberiain. Mr. McEwen goes out as an independent missionary. Mr. Moody is deeply interested in him, and funds for his maintenance and work in South America may be sent to W. R. Moody, Editor of "The Record of Christian Work," East Northfield, Mass. W. F. MILLER ARRESTED.

CHARGED WITH LIBEL BY E. L. BLAKE.

MANAGER OF THE FRANKLIN SYNDICATE'S BAIL FIXED AT \$5,000-SEEN AT HIS HOME, BUT HE DECLINES TO TALK.

William F. Miller, manager of the Franklin Syndicate, was arrested at 5 o'clock yesterday after-noon by Deputy Sheriff O'Donnell, of Kings County, at the offices of the syndicate, No. 14 Floyd-st., Brooklyn. The arrest was made on a warrant issued by Justice Bookstaver, as the result of a suit for libel brought in the Supreme Court against Miller by E. L. Blake, manager of a financial paper, with offices at No. 29 Broad-at. asks for \$50,000 damages. Ball was fixed at \$5,000.

To a Tribune reporter who saw him at his office last night Mr. Blake said that the Franklin Syndicate had a plan in which people deposit from \$50 up, with the promised dividends of 10 per cent a week or 520 per cent a year. The syndicate had been actually paying back to its subscribers those dividends.

"They have been taking in \$25,000 a day right along for months," he added, "Now, you see, I have been sending out warnings through our paper and have, besides, sent out thirty thousand cards all over the country. One of our subscribers in Media, Penn., who was expecting to invest with some of his friends in the syndicate saw the warning and wrote to Miller, telling of what he had read and asking for an explanation. Miller in reply wrote a letter, in which he said that our paper was one of the parasites of Wall Street; that it had no office and never had had any; that it was a blackmailing scheme, and he refused to be blackmailed, and that three deputy sheriffs from as many counties had been trying to locate the of-

be blackmailed, and that three deputy sheriffs from as many counties had been trying to locate the office without success."

"He knows all about me and my paper." Mr. Blake continued. "Why, my name is in the directory, the telephone book and in two places in the directories of this building, and I have had my office here for two years. The letter was sent to me, and is what the suit is based on.

Reno R. Billington, attorney for Mr. Blake, said that when he went with the Deputy Sheriff to make the arrest, he found the block between Marcy and Tompkins aves, where Miller's office is located, crowded with servants, poor women with their children and working men waiting a chance to get into the place.

"I would never have believed it, had I not seen it myself." said the lawyer. "I heard one man say, I got my 12 on 120 all right last week, and I'm going to put in some more. The offices are in a frame building, and it is right in the tenement section of Brooklyn. When we got into the building it was crowded with depositors.

"In the basement, where the deposits are received and the certificates are made out, were at least fifteen clerks working like mad. The money was pilled up in great stacks on the tables behind the counters. On the first floor, where Miller's office is situated, there must have been a dozen clerks, and upstairs. I don't know how many girls there were. E. Schlessinger, one of his men, with whom I was talking, declared that on Monday \$81.00 was taken in and \$35,000 paid out in profits. And to indicate the tremendous amount of business they were doing, he called my attention to the stoop, which was broken down, and this, he said, had been done by the crowd of people besiegling the place one day last week. Miller has built seven vaults to hold his money."

On the letter heads which the syndicate uses the information is printed that "an investment of \$10 miller, mig'r Franklin Is printed a saying of "Poor Richard": "The way to wealth is as plain as the road to market." It also has "William F. Miller, m

Dear Sir: Replying to your letter, I would say that subscribers are guaranteed by the surplus fund of the Franklin, which I think ample to protect all the subscribers that will probably invest in this company for several years to come. My advice to you is to look into a bank directory and satisfy yourself regarding the standing of the Franklin, of Brooklyn, and of William Miller, the Wall Street banker. As we have been in this business for eight years, and have been pursuing the present lo per cent a week plan, I do not see why we should fall to fulfill our obligations in the future. I am, yours very truly.

WILLIAM F. MILLER.

A reporter of The Tribune last evening went to the home of Mr. Miller. He lives, or rather has his place of business, at No. 144 Floyd-st., Brooklyn, which is a three story frame house. Mr. Miller has his office on the parior floor. Both the front and back parior were given over to business. Mr. Miller was seated at a large desk, and two assistants were making some sort of entries in large books. When Mr. Miller was asked about the suit against him he repiled: "I will not say anything about this matter. I cannot see how it can interest you. Here is the card of my lawyer, and he will say all there is to be said." The card bore the name of Robert A. Ammon, lawyer, of No. 39 Nassau-st. Mr. Ammon lives on Staten Island.

'POSSUM HUNT IN RICHMOND.

TWENTY-FIVE ANIMALS CAPTURED IN A NIGHT BY A LARGE PARTY.

The story that opossums have been seen on Staten Island recently in large numbers has stirred up hunters, and several parties have been organized to capture the animals. The biggest bag of the season was captured on Saturday night by a party of consisting of John Darcey, Gerald Darcey Carl Kornor, John Cortelyou, John Franzreb, jr Carl Kornor, John Cortelyou, John Franzreb, Jr.,
Henry Franzreb and Ellis Depuy. They started
out shortly after 7 o'clock from the Capitol Hotel,
in Port Richmond, accompanied by a pack of
picked beagles and foxhounds. They made their
way across the Willowbrook farm, owned by the
Darceys, and continued to Richmond. Fourteen
animals had been shot. They had in all twentyfive animals, weighing altogether 145 pounds. Another hunt will take place on Saturday night.

SALE OF PORT HENRY MINES.

WITHERBEE, SHERMAN & CO.'S PROPERTY AC QUIRED BY THE AMERICAN STEEL AND WIRE COMPANY.

A deal was consummated in this city yesterday by which the American Steel and Wire Company obtained control of the valuable mining prop erties of Witherbee, Sherman & Co. at Port Henry, N. Y. The consideration is reported to have been \$1,500,000 in cash. It was intimated in The Tribune some time ago that such a deal was under consideration, but only vesterday were the final papers perhaps the largest mining properties in the Eastern gives to the American Steel and Wire Company the control of one of the largest deposits of magnetic iron ore in the world. The negotiations have been conducted, on the part of Witherbee, Sherman & Co., by ex-Congressman Wallace T. Foote, the largest individual stockholder in the concern. It is also rumored that the American Steel and Wire Company has purchased a controlling in-It is also rumored that the American Steel and Wire Company has purchased a controlling interest in the Troy Steel and Iron Company's works at Troy, N. Y. the largest basic billet works in the country, which have been idle for two or three years, but will now probably be put into active operation. They have, in addition, absorbed the furnaces of the Crown Point Iron Company. These furnaces have been idle for several years, and the resumption of operations will give employment to several hundred men.

NOT TO GO OVER TO THE BELL.

RUMORS ABOUT THE NEW TELEPHONE CONSOLI-DATION DENIED.

Street in the last few days, to the effect that the new Telephone, Telegraph and Cable Company of America had been formed with the purpose of combining the independent telephone companies of the United States under one control and then delivering them over to the Bell Telephone Company, as the Union Tobacco Company, in the organiza tion of which certain Whitney syndicate interests were prominent, absorbed various important inde pendent tobacco concerns and thereupon was itself taken over by the American Tobacco Company were declared yesterday by an officer of the Tele were declared yesterday by an officer of the Telephone, Telegraph and Cable Company to be without foundation in fact. The People's Telephone Corporation, of this city, it was announced yesterday, which recently secured from Commissioner Kearny a permit to lay wires in this city, is actively proceeding with its preparations for actual operation. It has already ordered the cables which it will require, and expects within a week to begin the work of stringing them in the conduits which it purposes using. It is estimated that the expenditure of \$1,000,000 will be sufficient to put its plant in working shape. The construction work is in charge of a committee composed of Frank Brainard, J. Fred Ackerman and E. S. A. de Lima.

> "MILLER" LAMPS ARE The Best Lamps Made. Give Perfect Light, Are Simple,

Safe, Durable, Reautiful. They make Elegant and Useful Wedding or Christmas Gifts. All styles to select from. See them. Dealers should have them for sale. We have. EDWARD MILLER & CO., Manufacturer

RESTORED WITH BACK PAY.

APPELLATE DIVISION SUSTAINS A MAN REMOVED WITHOUT CHARGES.

A PRECEDENT IN THE CASES OF OFFICIALS TURNED OUT IN VIOLATION OF THE

CIVIL SERVICE LAW.

The Appellate Division in Brooklyn handed down a decision yesterday which again demonstrates that the Brush and White Civil Service laws must be respected by Tammany heads of departments. Three weeks ago Major Augustus C. Tate was reinstated, with back pay, as Register of Water Rates, after a fight in the courts covering nineteen months.

Commissioner William Dalton of the Depart-

ment of Water Supply had need of the place held by Van Voorhis Gildersleeve, an inspector of manufactures, or factory inspector, in the Brooklyn Bureau of Water Supply. He dismissed Gildersleeve, whose place was filled by a Democrat. Gildersleeve is a war veteran, and engaged Herbert H. Kellogg in an action to regain his position. No charges had been filed and no hearing held in Gildersleeve's case. Justice Maddox granted an order directing a per-emptory writ of mandamus reinstating Gildersleeve. Now the Appellate Division unant-mously sustains Justice Maddox, holding broad-ly that Gildersleeve is entitled to back pay dur-ing the time he was out of office. This is the ing the time he was out of office. This is the feature of the case of especial importance, and the one which will be a precedent in future cases that may arise. Mr. Kellogg and James A. Allen were counsel for Gildersleeve, while Dalton was represented by William J. Carr, Corporation Counsel, and his assistant, Luke D. Stapleton.

BUSINESS COMPLICATIONS.

William T. Hotchkiss and George M. Willcox, composing the firm of Hotchkiss & Willcox, stock-brokers at No. 50 Broadway, made an assignment yesterday to Alexander Walter, jr., without pref-erence. They did business on the Consolidated Stock and Petroleum Exchange, where Mr. Hotch-kiss has been a member since 1883.

A deficiency judgment was docketed yesterday against Margaretta Diehl, Balthazar Diehl and Rosa Levy for \$16,719, and against Margaretta Diehl and Balthazar Diehl for \$6,893, in favor of Seth M. Milliken.

ELECTION CASE INDICTMENTS FOUND. The Special Grand Jury called by District Attorney Gardiner to take cognizance of violations of the election laws made a second report to Justice the election laws made a second report to Justice Fursman in the Criminal Term of the Supreme Court yesterday morning. The Grand Jury returned four indictments for illegal registration and illegal voting, one of them being in the XIXth Assembly District. Flye cases were dismissed, At the session of the Extraordinary Grand Jury summoned by Governor Roosevelt to take up violations of the election laws, Deputy Attorney General Job E. Hedges submitted ten cases and thirty witnesses were examined.

TO DISCUSS POSTAL IMPROVEMENTS. The Joint Committee on Postal Affairs will meet at the Waldorf-Astoria to-day at noon. It is composed of Senators Wolcott, of Colorado; Allison, of

Iowa; Chandler, of New-Hampshire, and Martin. of Virginia, and Congressmen Loud, of California of Virginia, and Congressmen Loud, of California; Moody, of Massachusetts; Fieming, of Georgia, and Catchings, of Mississippi. Postmaster Van Cott started yesterday afternoon for Washington, where he goes to urge on the Postmaster General and the other officials the necessity for a new postoffice uptown and the extension of the pneumatic tube service in this city.

THE PRINT CLOTH SITUATION. Fall River, Mass., Nov. 21.-Print cloths were marked up to 3 cents to-day by the local Selling

Committee, but there were no sales at the new figure. It is understood that contracts into January at 2% cents have been declined by the commit The Operatives' secretaries do not look with favor on the conditional advance offered by the manufacturers yesterday. The mill men maintain that the offer is more generous than the situation warrants, but that they made a concession to get an agreement which would do away with wage agitation.

GOVERNMENT BOND PURCHASES.

Washington, Nov. 21.-Up to the hour of closing the Department no reports had been received of bond purchases to-day. The figures so far received make a total of \$5,705,000.

accrued interest, and 5 per cent bonds aggregating \$433,000 face value and \$481,816 with premium and accrued interest added, were turned in at the Sub-Treasury yesterday, under the terms of Secretary Gage's offer. The total amount paid by the Sub-Treasury for bonds offered up to date is \$8,872,859 45.

The Red Star liner Kensington, which arrived here from Antwerp yesterday, reported the death on the voyage of Mrs. Louise Voght, one of the steamer's cabin passengers. Mrs. Voght fought off her illness in order that she might see her father in this country before she died, but on November II death won the victory, and the woman was buried at sea the next day. She died from hemorrhage of

at sea the next day. She died from hemorrhage of the brain.

Mrs. Voght was thirty-nine years old, and came from Dortmond. Germany. Her father had come to this country several years ago. She had left her home in Germany ill, but full of hope that she would again see him before death claimed her. She was attended by Dr. E. J. Cadwell, the ship's surgeon. She pleaded that she might live until she reached Lucerne, Penn., where her father lives. It was said that Mrs. Voght was a widow.

BEGINNING TODAY

TIFFANY

WANAMAKER'S

WANAMAKER'S

Bric-a-Brac and Beautiful China IRST show days for the ceramic and sculptured beauty we've brought to New York

for Christmas times. We call the home of it an art room, and we try never to use the word "art" slightingly. The marble figures-mostly busts-are, as a rule, produced to our order in Florence, Italy. There are, of course, the usual classic pieces, but so few people are enthralled

of hewed paths that we buy and sell vastly more of the pieces born of fancy's play. Now, marbles, like any other decorative thing, may be costly or inexpensive-and right in either case. Simplicity is the gauge of safety in buying the pieces at \$5 and such easy prices. We have exercised the care—you can choose simply to suit your fancy. The more important pieces run up to \$125. Bric-a-brac, the name for the thousand and one things that the housewife loves

and that careless folks count everlastingly in the way-" bric-a-brac" never stood for more of beauty. Royal Vienna ware seems to be the coming favorite (vases, \$4 to \$400), but Sevres almost holds its own. Think of the beauty of anything that can supplant

it even partially. (Sevres pieces, \$4 to \$250.) Then Dresden, then Teplitz—the real, from sion to see the wonderful paintings by Tisson Austria. The name is being as loosely used as the term "Brussels carpet." Flemish pottery is ruder, but possibly most clearly characteristic of more wonderful than the dreamings of Dora. all (75c to \$12) and necessary in "period" furnishing. There are all sorts of shapes from candlestick to jug. A step to the Dutch, with its uses.

Do you know Louwelsa Pottery! A rose by any other name would smell as sweet-think of Rookwood. Different bush, but as rose and rose with Rookwood. Pieces at \$3 to \$37.50. But we started out to tell much of Cut Glass.

Will you take that for granted to-day? Our stories must never be tiresomely long. China and Art Goods in the basement.

The Tissot Pictures. Hundreds of thousands have paid admis-

illustrative of the earth-walks of The Christ. Imbued with a love for his subject-his King-Tissot has given the world pictures Almost miniatures-not larger than atlas pages as a rule. The originals are not availbut reproductions are-and we fill a Salon on Fifth Floor with this gentle artwork Free, of course.

You are invited to enjoy them. Tissot's " Life of Christ," in four magnifi-

cent volumes, is available to those joining the Wanamaker-Tissot Club, upon the payment of \$1 initial fee, the giving of satisfactory reference, and the obligation to pay \$3 monthly for a short time. Complete sets will be delivered during next week to all who have already subscribed. Pictures, Fifth floor. Book Club, First floor.

## Wanamaker Linens --- Arrivals

There are possibly two linen stocks in America worth more in dollars than ours-but this excess is in heavier duplication along a few lines. As you judge linen stocks, you'll say ours is largest. It certainly is interesting, because, quality for quality, we can sell ten or twelve per cent. cheapest; and because every thread of every linen here is pure flaxno cotton or tow. It is one of the two safe linen stores of America.

Over in Ireland where the peasantry take up embroidery and certain lace work as naturally as birds take up nest-building, we have had very pretty Doilies produced. Center is of pretty damask; edge, to the width of two inches or more, is of hand-made lace. You wonder how the work comes so cheap, till you know that such work is "farmed out"-linen maker sends his order and his materials to cottagers. One neighborhood does one stitch, another does a different-each the same that their great-grand-

mothers did. They can make lace or embroidery "by heart." These doilies are large size, for fruit tray or the larger dishesoval, 75c, \$1 and \$1.50 each round, 60c, 75c, \$1 each

And this merely hints of the fancy linens. Standbys, for Thanksgiving times-

Table Linen, German, grass bleached-56 in. wide, at 50c; 60 inch at 56c a yard.

Table Cloths, 70x90 in., \$2; 70x105 in., \$2.40; 70x126 in., \$2.40; 86x86 in., \$2.75. Of course, finer, as well—we dearly love fine linens; so do you.

Renaissance Linens-doilies, centre pieces, tray cloths, scarfs. Some way or another this pretty work is sold almost as cheaply as you can gather the materials-certainly cheaper than you can make them, no matter at how little you value your time. A fine collection just now-doilies, 25c. to \$1.50, up to the most elaborate tea cloth at \$16.

Art Needlework Store, Tenth street. Table Labor sharpens the appetite. You certainly don't want that Cutlery labor at dinner time, however, when, with dull and badly worn cutlery, there's carving to be done. This work may be a pleasure or a task-may stimulate or price-can't suit everybody. But the fortydestroy one's appetite. All of which sug- nine find them ideal. gests preparation for Thanksgiving tables. Some helps:

\$2.50-Carver's assistant or roast fork, with silver ferrules and stag handles. \$3 doz.—Steel blade dinner knives with celluloid handles. Dessert knives, \$2.75 a dozen.

\$2.75—Beef carving set with stag handles and sterling silver ferrules; 3 pieces. \$2.75—Carver and fork with pointed stag handles.

\$1.75—Carver and fork with stag handles. \$1.25—Steak carver and fork with stag handles and sterling silver ferrules. \$15 doz.—Dinner knives with pearl handles, silver-

plated steel blades and silver ferrules. Fruit knives, \$7.50 a dozen. Basement, Ninth street

The Razors, \$1.50. Various other prices if you select them in leather cases, and, best of all, they come in sets. You should have as many blades as you take shaves in a week. We'll write of "the fatigue of metals," some day. Razors need rest. Main Aisle, near Rotunda. We thought it the best \$2

Razors

The quickest barber you know cannot shave you as quickly as you can shave yourself with a

Gem Safety Razor-nor as comfortably.

One man in fifty wouldn't have one at any

Gloves at \$1.85, we are very sure \$1.85 it has no superior. Men's and women's, in all the newest, most desirable shades-the latter in both round and pique seams.

glove in the market. Now,

Victoria

Formerly A. T. Stewart & Co., Broadway, Fourth Ave., Ninth and Tenth Streets.

JOHN WANAMAKER

& 30 W. Broadway, bet. Park Pl. and Barclay, N. Y. 23 Miller Oil Henters cannot smoke, have an utomatic extinguisher, are safe, economical.

Four per cent bonds to the amount of 11,346,060 face value and \$1,525,194 including premi

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Visitors welcome between the hours of ga.m. and 5 p.m.

FAVRILE GLASS

TIFFANY STUDIOS 333 to 341 Fourth Avenue